

No. 3

MICHIGAN SENATE

DAILY CALENDAR

TUESDAY, JANUARY 19, 2010
10:00 a.m.

MOTIONS

1

(Consideration postponed until Friday, December 31.)

HB 4316 Rep. Lisa Brown

Torts; product liability; limitation on liability for drugs that have been approved by federal food and drug administration; rescind.

Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23, 2009.

2

(Consideration postponed until Friday, December 31.)

HB 4317 Rep. Kennedy

Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years after repeal of the defense.

Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23, 2009.

3

(Consideration postponed until Friday, December 31.)

HB 4318 Rep. Slavens

Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.

Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23, 2009.

4

(Consideration postponed until Wednesday, November 3.)

SR 15 Sen. Whitmer

A resolution to amend the Standing Rules of the Senate.

Motion to reconsider motion to discharge Committee on Government Operations and Reform, Thursday, May 7, 2009.

MESSAGES FROM THE GOVERNOR

5

SB 254 Sen. Hardiman

Appropriations; zero budget; department of transportation; provide for fiscal year 2009-2010.

Creates appropriation act.

Approved by Governor, with line items vetoed, Monday, October 12, 2009.

For veto message, see Senate Journal No. 84 of 2009, page 1988.

Vetoed line items pending.

6

SB 237 Sen. Brown

Appropriations; zero budget; department of agriculture; provide for fiscal year 2009-2010.

Creates appropriation act.

Approved by Governor, with line items vetoed, Monday, October 14, 2009.

For veto message, see Senate Journal No. 86 of 2009, page 2010.

Vetoed line items pending.

7

SB 243 Sen. Jansen

Appropriations; zero budget; department of energy, labor, and economic growth; provide for fiscal year 2009-2010.

Creates appropriation act.

Approved by Governor, with line items vetoed, Thursday, October 29, 2009.

For veto message, see Senate Journal No. 93 of 2009, page 2136.

Vetoed line items pending.

8

SB 245 Sen. Pappageorge

Appropriations; zero budget; general government; provide for fiscal year 2009-2010.

Creates appropriation act.

Approved by Governor, with line items vetoed, Thursday, October 29, 2009.

For veto message, see Senate Journal No. 93 of 2009, page 2137.

Vetoed line items pending.

MESSAGES FROM THE GOVERNOR

9

- SB 248** Sen. Hardiman
 Appropriations; zero budget; department of human services; provide for fiscal year 2009-2010.
 Creates appropriation act.
Approved by Governor, with line items vetoed, Thursday, October 29, 2009.
For veto message, see Senate Journal No. 93 of 2009, page 2138.
Vetoed line items pending.

THIRD READING OF BILLS

10

- SB 911** Sen. McManus
 State agencies (existing); natural resources; powers and duties of the department of environmental quality under beverage container law; transfer to the department of natural resources.
 Amends sec. 3f of 1976 IL 1 (MCL 445.573f).
Reported by Committee on Appropriations.
Defeated, Wednesday, December 2, 2009; motion to reconsider vote pending.
Committee recommended I.E.

11

- SB 958** Sen. Barcia
 Gaming; horse racing; racing commissioner; remove from coverage under the lobbyist act.
 Amends sec. 5 of 1978 PA 472 (MCL 4.415).
Reported by Committee on Agriculture and Bioeconomy.
Committee recommended I.E.

12

- SB 216** Sen. Allen
 Liquor; licenses; continuing care retirement center liquor license; create.
 Amends secs. 525 & 537 of 1998 PA 58 (MCL 436.1525 & 436.1537) & adds sec. 545.
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

13

- SB 47** Sen. Kahn
 Health; pharmaceuticals; prescription drug website; provide for.
 Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9721.
Reported by Committee on Health Policy.
Committee recommended I.E.

14

- SB 402** Sen. Thomas
 Traffic control; violations; operation of a vehicle while using certain electronic devices; prohibit.
 Amends sec. 320a of 1949 PA 300 (MCL 257.320a).
Reported by Committee on Transportation.
Senate substitute (S-3).
Committee recommended I.E.

THIRD READING OF BILLS

15

- SB 468** Sen. Kahn
 Traffic control; violations; use of handheld wireless telephone while operating a motor vehicle; prohibit under certain circumstances and permit use of hands-free wireless telephone.
 Amends sec. 320a of 1949 PA 300 (MCL 257.320a) by adding sec. 602b.
Reported by Committee on Transportation.
Senate substitute (S-4).
Committee recommended I.E.

16

- SB 38** Sen. Pappageorge
 Income tax; credit; charitable contributions to an educational foundation; provide for.
 Amends sec. 261 of 1967 PA 281 (MCL 206.261).
Reported by Committee on Finance.
Senate substitute (S-1).
For Senate amendment, see Senate Journal No. 1, page 21.
Committee recommended I.E.

GENERAL ORDERS

17

- SB 165** Sen. Barcia
 Traffic control; accidents; procedure relating to obtaining crash reports; modify.
 Amends secs. 621 & 622 of 1949 PA 300 (MCL 257.621 & 257.622).
Reported by Committee on Transportation.
Committee recommended I.E.

18

- SB 478** Sen. Sanborn
 Corrections; other; report to legislature of status of offender tracking system; require.
 Amends 1953 PA 232 (MCL 791.201 - 791.285) by adding sec. 7b.
Reported by Committee on Judiciary.
Committee recommended I.E.

19

- SB 592** Sen. Kuipers
 Education; financing; certain energy contracts; allow.
 Amends sec. 1274a of 1976 PA 451 (MCL 380.1274a).
Reported by Committee on Education.
Committee recommended I.E.

20

- SB 325** Sen. Basham
 Crimes; other; installation or use of motor vehicle tracking device; prohibit under certain circumstances and provide penalty.
 Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 539l.
Reported by Committee on Judiciary.
Committee recommended I.E.

GENERAL ORDERS

21

HB 4932 Rep. Rocca
Gaming; other; allowable value for coupons awarded in redemption games; increase.
Amends sec. 310b of 1931 PA 328 (MCL 750.310b).
I.E. House, June 2, 2009.
House substitute (H-2).
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-2).
Committee recommended I.E.

22

SB 670 Sen. Richardville
Transportation; funds; Michigan transportation fund; reclassify as a trust fund and restrict disposition of interest and earnings.
Amends sec. 10 of 1951 PA 51 (MCL 247.660).
Reported by Committee on Transportation.
Committee recommended I.E.

23

HB 5086 Rep. Simpson
Economic development; renaissance zones; number of additional renaissance zones for agricultural processing facilities; increase.
Amends sec. 8c of 1996 PA 376 (MCL 125.2688c).
I.E. House, June 25, 2009.
Reported by Committee on Agriculture and Bioeconomy.
Committee recommended I.E.

24

HB 5221 Rep. Bennett
Environmental protection; pollution prevention; laboratory recognition program; eliminate.
Repeals pt. 205 of 1994 PA 451 (MCL 324.20501 - 324.20519).
I.E. House, September 15, 2009.
Reported by Committee on Natural Resources and Environmental Affairs.
Committee recommended I.E.

25

HB 4565 Rep. Meadows
Liquor; retail sales; tagging of certain beer kegs; require.
Amends 1998 PA 58 (MCL 436.1101 - 436.2303) by adding sec. 1029.
I.E. House, April 23, 2009.
House substitute (H-2).
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

26

SB 951 Sen. McManus
Elections; petitions; review of ballot question petition by board of state canvassers before circulation; require.
Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 483a.
Reported by Committee on Campaign and Election Oversight.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

27

SB 952 Sen. Brown
Elections; petitions; form of a ballot question petition; revise.
Amends sec. 482 of 1954 PA 116 (MCL 168.482).
Reported by Committee on Campaign and Election Oversight.
Senate substitute (S-1).
Committee recommended I.E.

28

SB 953 Sen. Jansen
Elections; petitions; posting of petition summary on secretary of state website; require.
Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 483b.
Reported by Committee on Campaign and Election Oversight.
Senate substitute (S-1).
Committee recommended I.E.

29

SB 954 Sen. McManus
Elections; petitions; technical amendments to Michigan election law concerning ballot question petitions; provide for.
Amends sec. 488 of 1954 PA 116 (MCL 168.488).
Reported by Committee on Campaign and Election Oversight.
Senate substitute (S-1).
Committee recommended I.E.

30

SB 792 Sen. Kahn
Weapons; other; right to transportation and storage of firearms under certain circumstances; allow.
Amends title of 1927 PA 372 (MCL 28.421 - 28.435) & adds secs. 1b & 36.
Reported by Committee on Hunting, Fishing and Outdoor Recreation.
Senate substitute (S-1).

31

SB 793 Sen. Barcia
Weapons; other; transportation of firearms for lawful purpose; expand.
Amends sec. 231a of 1931 PA 328 (MCL 750.231a).
Reported by Committee on Hunting, Fishing and Outdoor Recreation.

32

SB 997 Sen. Van Woerkom
Agriculture; associations and commissions; powers and duties of the commission of agriculture; restore.
Amends sec. 1 of 1921 PA 13 (MCL 285.1).
Reported by Committee on Agriculture and Bioeconomy.
Committee recommended I.E.

GENERAL ORDERS

33

SB 998 Sen. Gleason

Agriculture; associations and commissions; ability of the commission of agriculture to appoint director; restore.

Amends sec. 180 of 1965 PA 380 (MCL 16.280).

Reported by Committee on Agriculture and Bioeconomy.

Committee recommended I.E.

34

SB 862 Sen. Gilbert

Transportation; motor carrier fuel tax; diesel fuel tax; increase, and provide phase-in period.

Amends sec. 2 of 1980 PA 119 (MCL 207.212).

Reported by Committee on Transportation.

Committee recommended I.E.

35

SB 863 Sen. Gilbert

Transportation; funds; revenue from increase in motor carrier fuel tax; divert to critical budget funds.

Amends sec. 10 of 1951 PA 51 (MCL 247.660).

Reported by Committee on Transportation.

Senate substitute (S-3).

Committee recommended I.E.

36

SB 995 Sen. Van Woerkom

Transportation; funds; distribution formula for primary road funds; modify amount allocated to local road fund.

Amends sec. 12 of 1951 PA 51 (MCL 247.662).

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

37

HB 4200 Rep. Lahti

Property tax; principal residence exemption; adjoining and contiguous timber-cutover property; exempt.

Amends secs. 7cc & 7dd of 1893 PA 206 (MCL 211.7cc & 211.7dd).

I.E. House, March 10, 2009.

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

38

SB 692 Sen. Brown

Elections; offenses; penalties for providing or receiving compensation to register to vote or refrain from registering to vote; provide for, and amend penalties for providing or receiving compensation to vote or refrain from voting.

Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 931a.

Reported by Committee on Campaign and Election Oversight.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

39

SB 693 Sen. Brown

Elections; offenses; penalties for providing or receiving compensation to vote or refrain from voting; amend.

Amends sec. 931 of 1954 PA 116 (MCL 168.931).

Reported by Committee on Campaign and Election Oversight.

Committee recommended I.E.

40

SB 694 Sen. Kuipers

Elections; offenses; penalties for illegal or fraudulent vote registration; increase.

Amends sec. 519 of 1954 PA 116 (MCL 168.519).

Reported by Committee on Campaign and Election Oversight.

Senate substitute (S-3).

Committee recommended I.E.

41

SB 695 Sen. Kuipers

Criminal procedure; sentencing guidelines; illegal or fraudulent voter registration; penalize.

Amends sec. 11d, ch. XII of 1927 PA 175 (MCL 777.11d).

Reported by Committee on Campaign and Election Oversight.

Senate substitute (S-1).

Committee recommended I.E.

42

SB 999 Sen. McManus

Elections; offenses; penalties for submitting a fraudulent or forged voter registration application; provide for.

Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 932d.

Reported by Committee on Campaign and Election Oversight.

Committee recommended I.E.

43

SB 350 Sen. Cassis

Civil procedure; foreclosure; amount required to redeem foreclosed property; allow certain registers of deeds to calculate.

Amends sec. 3240 of 1961 PA 236 (MCL 600.3240).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-3).

Committee recommended I.E.

44

HB 4610 Rep. Moore

Recreation; other; right to ride horses on state owned land; establish.

Amends sec. 72101 of 1994 PA 451 (MCL 324.72101) & adds sec. 72114.

I.E. House, November 5, 2009.

House substitute (H-1).

Reported by Committee on Agriculture and Bioeconomy.

Senate substitute (S-2).

Committee recommended I.E.

GENERAL ORDERS

45

SB 927 Sen. Jansen

State financing and management; bonds; bonding authority for prefunded retiree health care; provide for.

Amends sec. 103 of 2001 PA 34 (MCL 141.2103) & adds sec. 518.

Reported by Committee on Appropriations.

Senate substitute (S-2).

Committee recommended I.E.

46

HB 4073 Rep. Hammel

Retirement; other; public employee retirement health care trust; provide for.

Creates new act.

I.E. House, March 4, 2009.

House substitute (H-4).

Reported by Committee on Appropriations.

Senate substitute (S-2).

Committee recommended I.E.

RESOLUTIONS

47

SR 41 Sen. Cropsey

A resolution to urge the Michigan Department of Corrections to implement nondenominational prison congregation programs within our prisons.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 32 of 2009, page 591.

Adoption pending.

48

SR 75 Sen. Patterson

A resolution to extend subpoena power to the Senate Judiciary Committee.

Motion to suspend rules postponed, Wednesday, August 26, 2009.

For text of resolution, see Senate Journal No. 65 of 2009, page 1325.

Rules suspension pending.

49

SR 88 Sen. Pappageorge

A resolution to urge the Michigan House of Representatives to begin the veto override process on the Governor's line-item veto of the section 20j hold harmless school aid funding in 2009 PA 121.

Reported by Committee on Appropriations.

For text of resolution, see Senate Journal No. 88 of 2009, page 2053.

Adoption pending.

RESOLUTIONS

50

SCR 24 Sen. Kuipers

A concurrent resolution to disapprove Executive Order No. 2009-45, setting forth changes in the organization of the executive branch.

Reported by Committee on Appropriations.

For text of resolution, see Senate Journal No. 85 of 2009, page 2003.

Adopted, Thursday, November 12, 2009; motion to reconsider vote pending.

COMMITTEE REPORTS

51

HB 5404 Rep. Cushingberry

Appropriations; supplemental; multidepartment supplemental for 2009-2010; provide for.

Creates appropriation act.

I.E. House, December 10, 2009.

House substitute (H-1).

Reported by Committee on Appropriations.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

52

SB 192 Sen. Cassis

Michigan business tax; other; certain payments for construction management, architectural, and engineering services as purchases from other firms; include.

Amends sec. 113 of 2007 PA 36 (MCL 208.1113).

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

53

SB 883 Sen. Cassis

Sales tax; collections; streamlined sales and use tax revenue equalization act; provide credit for sales tax paid on core charge of heavy earthmoving equipment.

Amends 2004 PA 175 (MCL 205.171 - 205.191) by adding sec. 14a.

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

54

HB 5621 Rep. Ebli

Property tax; payment and collection; definition of eligibility for qualified error; clarify.

Amends sec. 53b of 1893 PA 206 (MCL 211.53b).

I.E. House, December 10, 2009.

House substitute (H-1).

Reported by Committee on Finance.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS	SCHEDULED MEETINGS
<p>Appropriations -</p> <p>Subcommittees -</p> <p>Capital Outlay - Thursday, January 21, 9:00 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)</p> <p>Economic Development and House Economic Development Appropriations Subcommittee - Wednesday, February 17, 10:30 a.m., Room 426, Capitol Building (373-2768)</p> <p>General Government - Wednesday, January 27, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)</p> <p>Human Services Department and House Human Services Appropriations Subcommittee - Wednesday, January 20, 9:00 a.m., House Appropriations Room, 3rd Floor, Capitol Building (373-2768)</p>	<p>State Police and Military Affairs - Tuesday, January 19, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-2768)</p> <p>Commerce and Tourism - Tuesday, January 19, 2:30 p.m., Room 100, Farnum Building (373-2413)</p> <p>Families and Human Services - Tuesday, January 19, 2:30 p.m., Room 210, Farnum Building (373-0797)</p> <p>Health Policy - Wednesday, January 20, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-0793)</p> <p>Judiciary - Tuesday, January 19, 1:00 p.m., Room 210, Farnum Building (373-6920)</p> <p>Natural Resources and Environmental Affairs - Wednesday, January 20, 1:00 p.m., Room 110, Farnum Building (373-3447)</p> <p>Transportation - Tuesday, January 19, 1:00 p.m., Room 110, Farnum Building (373-7708)</p>

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 247	Appropriations; zero budget; department of history, arts, and libraries; provide for fiscal year 2009-2010.	George Brown Clark-Coleman			
SB 290	Economic development; brownfield redevelopment authority; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
SB 293	Economic development; renaissance zones; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
SB 295	Economic development; obsolete property and rehabilitation; obsolete property rehabilitation act; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
SB 296	Michigan business tax; other; historic preservation tax credit preferences and penalties under certain circumstances; provide for.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 4083	State financing and management; funds; strategic fund; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 4089	Economic development; Michigan economic growth authority; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 4092	Economic development; other; industrial development revenue bond act; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
HB 4093	Economic development; plant rehabilitation; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 4094	Economic development; other; transportation economic development fund; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 5220	Environmental protection; air pollution; air emissions fees; modify.	McManus Gilbert Basham	Lahti Coulouris Booher		